



Patent
Attorney's Docket No. 033638-018

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Aceti et al.

Application No.: 10/722,074

Filed: November 24, 2003

For: ANALYTE MONITOR

Group Art Unit: 1743

Examiner: Unassigned

Confirmation No.: 4158

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is an Information Disclosure Statement and accompanying form PTO-1449 for the above-identified patent application.

- ☒ No additional fee for submission of an IDS is required.
- ☐ The fee as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e), and the fee as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- ☐ Charge \$_____ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \$_____ is enclosed for the fee due.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, LLP

Date: March 30, 2004

By: David R. Heckadon
David R. Heckadon
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**FIRST
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, Applicants hereby submit the following information in conformance with 37 C.F.R. §§ 1.97 and 1.98.

U.S. Patent Documents

2002/0177764	Sohrab	11/28/02
5,302,513	Miike et a.	4/12/94
5,360,595	Bell et al.	11/1/94
5,912,139	Iwata et al.	6/15/99
6,045,753	Loewy et al.	4/4/00
6,118,126	Zanzucchi	9/12/00
6,540,675	Aceti et al.	4/1/03
6,549,796	Sohrab	4/15/03

Foreign Patent Documents

WO 99/62576	PCT	12/9/99
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Non Patent Literature Documents

"Guide to Engineering Thermoplastics," Medical Devices and Diagnostic Industry, April 1995.

The Handbook of Plastic Optics, 2nd Ed., U.S. Precision Lens, 1983

Straub, *Biochem. J.* 3: 787, 1939

Massey and Veeger, *Biochim. Biophys. Acta* 48: 33, 1961

Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed. However, copies of the listed U.S. patents and U.S. patent application publications are not enclosed since it is no longer required according to the July 11, 2003 waiver of the requirement for copies of cited U.S. patents and U.S. patent application publications in national patent applications filed after June 30, 2003 and international applications entering the national stage under 35 U.S.C. § 371 after June 30, 2003.

The documents are being submitted within three (3) months of the filing or entry of the national stage of this application or before the first Office Action on the merits, whichever is later. Since the documents are being filed within the time period set forth in 37 C.F.R. § 1.97(b) no fee or statement is required.

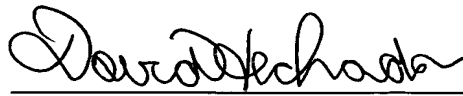
To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner-initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, LLP

Date: March 30, 2004

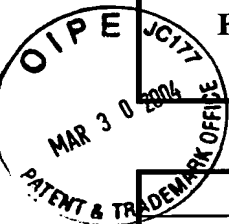
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Substitute for forms 1449A/PTO & 1449B/PTO

ATTORNEY'S DKT NO.
033638-018APPLICATION NO.
10/722,074FIRST INFORMATION DISCLOSURE
STATEMENT BY APPLICANTAPPLICANT
Aceti et al.FILING DATE
November 24, 2003GROUP
Unassigned

U.S. PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
	2002/0177764		Sohrab	11/28/02
	5,302,513		Miike et al	4/12/94
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	6,045,753		Loewy et al.	4/4/00
	6,118,126		Zanzucchi	9/12/00
	6,540,675		Aceti et al.	4/1/03
	6,549,796		Sohrab	4/15/03

FOREIGN PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	Translation Yes	No
	WO 99/62576		PCT			

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Include name of author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	"Guide to Engineering Thermoplastics," <u>Medical Devices and Diagnostic Industry</u> , April 1995
	<u>The Handbook of Plastic Optics</u> , 2nd Ed., U.S. Precision Lens, 1983
	Straub, <i>Biochem. J.</i> 3: 787,1939
	Massey and Veeger, <i>Biochim. Biophys. Acta</i> 48: 33, 1961

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.